

JUDGE CHIN

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

'08 CIV 3943

JOHN MACERINO,

Plaintiff,

-against-

THE CITY OF NEW YORK and LUIS MACHADO,  
an employee of the New York City Police  
Department,

Defendants.

SUMMONS  
IN A CIVIL CASE

To: THE CITY OF NEW YORK, 100 Church Street, New York, New York 10007;  
LUIS MACHADO, 70<sup>th</sup> precinct, 154 Lawrence Street, Brooklyn, New York  
11230

YOU ARE HEREBY SUMMONED and required to serve upon PLAINTIFF'S  
ATTORNEY

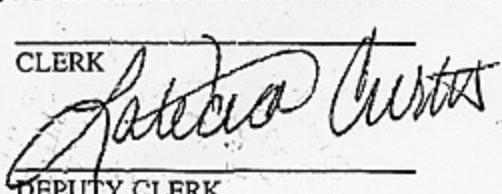
MATTHEW FLAMM, 26 Court Street, Suite 600, Brooklyn, New York 11242

an answer to the complaint which is herewith served upon you, within 20 days after service  
of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by  
default will be taken against you for the relief demanded in the complaint. You must also  
file your answer with the Clerk of this Court within a reasonable period of time after  
service.

**J. MICHAEL McMAHON**

APR 28 2008

CLERK



DEPUTY CLERK

DATE

2008 APR 28 AM 11 19  
CITY OF NY LAW DEPT  
OFFICE OF CORP. COMMISSIONER  
COMMUNICATIONS SECTION

AO 440 (Rev. 10/93) Summons In a Civil Action -SDNY WEB 4/99

## RETURN OF SERVICE

Service of the Summons and Complaint was made by me <sup>1</sup>	DATE	4/28/08
NAME OF SERVER (PRINT)	TITLE	Attorney

*Matthew Flamm*

Check one box below to indicate appropriate method of service

- Served personally upon the defendant. Place where served: 100 Church St.  
NY, NY
- Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.  
Name of person with whom the summons and complaint were left: \_\_\_\_\_
- Returned unexecuted: \_\_\_\_\_
- Other (specify): \_\_\_\_\_

## STATEMENT OF SERVICE FEES

TRAVEL	SERVICES	TOTAL
\$ 4	\$ 25	\$ 29

## DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.

Executed on 4/28/08

Date

Signature of Server

Matthew Flamm

Address of Server

26 Court St, Brooklyn, NY11242

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.